

DISTRICT	OFF.	DOCKET NO. YR. NUMBER	OR	FILING DATE MO. DAY YR.	J	NATURE SUIT	DIV. PTF DEF	R 23	DEMAND THOUSANDS	JUDGE	MAG.	PAGE	COUNTY	JURY DEM.	TYPE OF CASE	DOCKET YR. NUMBER
	01	87 6327	1	08 31 87	4	290	1	2		0802		88888		87	6327	

CAUSE: **PLAINTIFFS**
 B. ROLAND FREASIER, JR
 JARRETT, M ALVIN Q.

DEFENDANT: **MINFIELD, J.**
 MULDERIG, WILLIAM M. ET AL

CAUSE
 (CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE
 IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)
 Breach of Fiduciary obligation U.S.C. 1332 (a) dd

Cobin & Godsberg
 366 Madison Avenue
 New York, New York 10017

687-6090

ATTORNEYS

FOR DEFENDANTS
 WILLIAM M. MULDERIG
 321 Route 59
 P.O. Box 96
 Tallman, New York 10982
 914 357-0100

CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
	AUG 31 1987	152987		JS-5	X
				JS-6	7-20-88

DATE	NR.	PROCEEDINGS
08-31-87	1	Filed Complaint issued notice pursuant to rule 28 USC 636(c) summons issued. dd
09-02-87	(2)	Filed Pltffs' TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE FOR PRELIMINARY INJUNCTION AND ACCELERATED PRETRIAL DISCOVERY,...that defts William M. Mulderig ETAL show cause before WEINFELD, J Courtroom 1506 on Sept. 8, 1987 2:15PM why an order should not be entered granting pltffs' the following temporary relief pending the hearing on pltffs' application for a preliminary injunction....that pltffs' post a bond or cash in sum of \$250,000 ... personal service of this order,etc. was granted, be made upon defts by delivering copies to defts on or before 9-4-87 by noon: answering papers, if any shall be served upon attys for pltffs by delivering copies on or before 10AM on Sept. 8, 1987 and copy filed with the Court. WEINFELD, J
09-04-87	3	Filed defts Answering affdvt by: William M., Mulderig in Opposition to Temporary Order and Order to show cause.
09-04-87	4	Filed pltff. Alvin Q Jarrett affdvt. in support of the entry of a temporary Restraining Order and Order to show cause for preliminary injunction and Accelerated Pretrial Discovery pretrial discovery. dd
09-04-87	5	Filed pltffs memo. in support of pltffs Application for a Temporary Restraining Order, preliminary injunction and accelerated pretrial discovery. dd
09-04-87	6	Filed pltffs affdv.t by: J. Barry Cocoziello personal statement dd
09-04-87	7	Filed pltff's affdvt. by: B. Roland Freasier, Jr. in support of the entry of a Temporary Restraining order and order to show cause for preliminary injunction and Accelerated Pretrial disocvery. dd
09-04-87	8	Filed defts Acknowledgment of receipt of summons and complaint 9-2-87. dd
09-04-87	9	Filed Modification of TRO and Order to show cause for preliminary injunction by consent. Ordered that the paragraph pertaining to the posting of a bond on page 7 of the TRO and Order to show cause Cause is modified and pltffs to post a bond or cash in the sum of \$10,000.00 no later than 9-4-87--Weinfeld, J. c/m 9-8-87. dd
09-04-87	10	Filed stip. Rescheduling hearing on Order to show cause to 9-15-87--Weinfled, J.
09-04-87	--	Rec'd from Podvey, Sachs, Meanor & Catenacci a certified check in the amount of \$10,000.00 and deposited same in the registry of the court. jl
09-15-87	11	Filed stip. Rescheduling hearing on Order so show cause to 9-15-87 at 2:00 p.m. further appearing that the defts and pltffs consent to the rescheduling of the hearing on the Order to Show Cause until 9-29-87...--Weinfeld, J. dd
09-18-87	12	Filed Affidavit of J. BARRY COCZIELLO of the rescheduling of the planiffs' application for the entry of an Order to Show Cause seeking a Temporary Restraining Order for Wednesday, September 2, 1987 at 2:00 P.M. HL
09-30-87	13	Fld, Stip. Rescheduling Hearing ON ORDER TO SHOW CAUSE, it further appearing that the deft's are desirous of rescheduling the hearing for October 20, 1987 at 2:15 p.m. WEINFELD, J. HL
10-19-87	14	Fld. Deft WILLIAM M. MULDERIG'S ANSWER. WMM HL
10-20-87	15	Fld. Memorandum of Law of Pltff, ALVIN Q.JARRETT, In Support of ORDER TO SHOW CAUSE. HL

CONTINUED ON NEXT PAGE

IA
ev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO.	(EW)
B. ROLAND FREASIER, JR ANO.		WILLIAM M. MULDERIG, "ET AL"	PAGE <u>2</u> OF <u>2</u> PAGES	
DATE	NR.	PROCEEDINGS		
0-20-87	16	Fld. Affdvt. of J. BARRY COCOZIELLO, is made in support of the application of pltff. Alvin Q. Jarrett, for the entry of an Order directing relief pursuant to FRPC. 37.	HL	HL
10-19-87*	17	Fld. Affdvt's of Service of Summons and Complaint on the following defendants: William M. Mulderig Served on Sept. 3, 1987 By: John DiCanio by delivering a true copy of each to said defts' personally. William M. Mulderig d/b/a Gold Associates Served 9-3-87 BY: John DiCanio Gold Associates " " " " William M. Mulderig d/b/a/ Murray Associates " " " " Murray Associates c/o William M. Mulderig " " " " William M. Mulderig d/b/a/ Mulderig Group " " " " Dermul International LTD " " " " Richmul Associates c/o William M. Mulderig " " " " 17 Goshen Corp. " " " " Blooming Grove Land Company Inc. " " " " Stowe Standardbred Inc. " " " " Joseph & Associates Inc. " " " " K&K Financial Services Limited " " " " Mulfra Associates c/o William M. Mulderig " " " " Ryderbrook Associates c/o William M. Mulderig " " " " Ryderbrook Associates Ic/o William M. Mulderig " " " " Ryderbrook Associates II c/o William M. Mulderig " " " " Ryderbrook Associates III c/o William M. Mulderig " " " " Ryderbrook Associates IV c/o William M. Mulderig " " " "		
0-21-87	18	Fld. Affdvt. of ALVIN Q. JARRETT., in opposition of the application of pltff., for the entry of an Order directing relief pursuant to FRPC.	HL	HL
0-21-87	19	Fld. ORDER TO SHOW CAUSE FOR SANCTIONS PURSUANT ATO FEDERAL RULE OF CIVIL PROCEDURE 37 (b) (2)., ORDERED, that defts' William M. Mulderig et al., why an Order should not be entered pursuant to Rule 37(b) (2) .Service upon defts was rendered October 19, 1987., and that answering papers, shall be served upon attorneys for pltff and filed with the Court on or before October 20, 1987. WEINFELD, J.		
0-21-87	20	Stip. and Order Entering Preliminary Injunction, that the pltff's application for a Preliminary Injunction be and hereby is granted. I hereby consent to the form and entry of the within Order. WEINFELD, J.	HL	HL
0-21-87	21	Fld. Stip. Vacating the Order to Show Cause For Preliminary Injunction between pltff, B. ROLAND FREASIER, JR. and Defts'that the pltff. B. Roland Freasier, Jr. and defts' through their respective counsel, stipulate and consent to the above. WEINFELD, J.		
1-3-87	22	Final Transcript of record of proceedings, dated Sept. 2, 1987		
-4-88	23	Fld Notice of reassignment to Judge Conboy.	MN	HL

DC 111A
(Rev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>87-6327</u>
B. ROLAND FREASIER, JR. ET ANO		WILLIAM M. MULDERIG, ET AL.	PAGE <u> </u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
7-20-88	24	Fld. Stip of Dismissal without prejudice. The Stip & Order entering preliminary Injunction is vacated without prejudice.etc..... So Ordered Conboy, J. cm V	
5-18-89	25	Fld Notice of Motion and affdvt of Michael D. Savage in support for an order granting Pltf Alvin Q. Jarrett's motion for jdgt, directing the Clerk of the Court to enter jdgt and granting such other and further relief as this court deems just and proper. RET: 6-2-89 at 10:00am. PM	
5-31-89	26	Fld. Judgment by confession #89,1258 Ordered pltf Jarrett recover from deft Mulderig \$4,000,000 plus 9% interest from 5-3-89 w/costs and disbursments. Ordered Conboy,J. cm. VB	
6-7-89	—	mailed court of appeal letter and forms re appeal procedures to COBIN & GODSBERG and W. MULDERIG.	
6-7-89	27	Fld. Affidavit of WILLIAM M. MULDERIG in opposition to the settlement agree	
6-19-89	28	Fld. Memo Endorsed on letter to Judge from STEVEN R. POPOFSKY dtd 6-2-89 Orders the judgement of confession will not be disturbed. Ordered Conboy, j. cmc VE	
10-4-89	29	Fld. pltf A. JARRETT's notice of motion for an order purs, to FRCP 69 & 37 compel WILLIAM M. MULDERIG to appear for his deposition in 20 days of the date of the entry thereeof (ii) awarding costs incurred by pltf in the sum of \$1,605.00; re 10-16-89 w/affidavit of ANNA MICHELSON STEINBERG in support of the motion. Fld. pltf A. JARRET 's memorandum of law in support of the motion to compel. VE	
10-4-89	30		
11-9-89	---	Fld. memo endorsed on duplicate original of document 29 Ordered the unopposed of the pltf to compell Mr Mulderig to appear for his deposition is granted in respects. Ordered judge Conboy. cmc VB	